

UNITED STATES DISTRICT COURT  
IN THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

UNITED STATES OF AMERICA

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v.

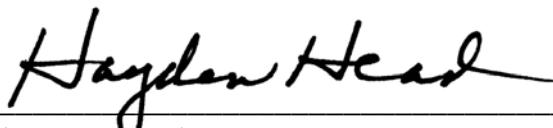
Case No. 2:12-cr-183

SANTIAGO GUTIERREZ

**ORDER GRANTING MOTION  
TO SUPPRESS**

On May 8, 2012, Defendant filed a Motion to Suppress Evidence. (D.E. 17). The Court held a hearing on Defendant's motion, parts of which were withdrawn by Defendant. In his remaining motion, Defendant sought to exclude statements made to Drug Enforcement Administration ("DEA") agents after Defendant invoked his right to have counsel present. The Court made oral findings that, pursuant to *Edwards v. Arizona*, 101 S.Ct. 1880 (1981) and its progeny, contact by law enforcement was improperly reinitiated and therefore subsequent statements by Defendant were in violation of his right to counsel. Accordingly, the Court GRANTS Defendant's Motion to Suppress Evidence and orders excluded Defendant's challenged statements made to DEA agents after Defendant requested counsel.

ORDERED this 15th day of May, 2012.



HAYDEN HEAD  
SENIOR UNITED STATES DISTRICT JUDGE